

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Panchayat Raj & Rural Development Department – Allegations of failure to submit the annual property statements to the Department from the date of joining into service i.e, 09.07.1998 to 24.09.2008 – Sri D. Balalingam, Assistant Engineer, Panchayat Raj, Varni Mandal, Nizamabad District - Disciplinary proceedings under Rule 20 of the Andhra Pradesh Civil Services (CC&A), Rules, 1991 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 1607

Dated:07.11.2009.

O R D E R:

It is proposed to hold an enquiry against Sri D. Balalingam, Assistant Engineer, Panchayat Raj, Varni Mandal, Nizamabad District, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of article of charge is enclosed as Annexure-II. A list of witnesses by whom and a list of documents by which the articles of charge is proposed to be sustained are also enclosed as (Annexure-III) and IV.

3. Sri D. Balalingam, Assistant Engineer, Panchayat Raj, Varni Mandal, Nizamabad District, is directed to submit within (10) days of the receipt of this order, a Written statement of defence. He is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

4. Sri D. Balalingam, Assistant Engineer, Panchayat Raj, Varni Mandal, Nizamabad District, is further informed that if he does not submit his written statement of defence within the stipulated period specified in para (3) above, further action will be processed based on the material available.

5. Attention of Sri D. Balalingam, Assistant Engineer, Panchayat Raj, Varni Mandal, Nizamabad District, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

6. The receipt of this G.O shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri D. Balalingam, Assistant Engineer, Panchayat Raj, Varni Mandal,
Nizamabad District through the Engineer-in-Chief, Panchayat Raj,
Hyderabad.

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The Engineer-in-Chief, Panchayat Raj, Hyderabad.

(with a request to serve and return the acknowledged copy and W.S.D.)

Copy to:

The Director-General, A.C.B., Hyderabad.

Law (A) Dept.

SF/SCs

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE-I

(Annexure to G.O.Rt.No. 1607 , PR & RD (Vig.I) Dept., dt.07.11.2009)

(Statement of Article of charges against Sri D. Balalingam, Assistant Engineer, Panchayat Raj, Varni Mandal, Nizamabad District)

CHARGE:

That Sri D. Balalingam, S/o Yellaiah, has joined in Govt. Service as Assistant Engineer on 09.07.1998. While functioning as Govt. Servant, he has committed grave misconduct in as much as he has not submitted his Annual Property Returns from the date of joining into service i.e., 09.07.1998 to 24.09.2008 to the competent authority and there by failed to maintain absolute integrity, devotion to duty in violation of Rule 9 (7) of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Thus, Sri D. Balalingam, Assistant Engineer, Panchayat Raj, Varni Mandal, Nizamabad District, by his above mentioned acts, contravened Rule 9 (7) of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 and also exhibited lack of devotion to duty, conduct unbecoming of a Govt. Servant and thereby violated Rules 3 (1) & (2) of the A.P. Civil Services (Conduct) Rules, 1964.

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED BY ORDER//

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ANNEXURE-II

(Annexure to G.O.Rt.No. 1607 , PR & RD (Vig.I) Dept., dt.7.11.2009)

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN
SUPPORT OF THE ARTICLE OF CHARGES AGAINST SRI D. BALALINGAM,
ASSISTNT ENGINEER, PANCHAYAT RAJ, VARNI MANDAL, NIZAMABAD
DISTRICT

That Sri D. Balalingam, Assistant Engineer, is a native of Shantinagar, Sircilla, Karimnagar District. His date of birth is 06.06.1966 and joined in Govt. Service as Asst. Engineer on 09.07.1998. Sri D. Balalingam, worked as Asst. Engineer, Panchayat Raj Department, Varni Mandal, Nizamabad District from 07.07.2005 to 24.09.2008 and he will attain superannuation on 30.05.2024. He is here-in-after referred to as Government Servant.

Where as on a specific complaint from Sri Potnimgari Saya Reddy, S/o Hanmanth Reddy, aged: 53 years, Occ: Civil Contractor, R/o Govur Village, Varni Mandal, Nizamabad District that Sri D. Balalingam, Asst. Engineer, Panchayat Raj, Varni Mandal, Nizamabad District is demanding Rs.5,000/- for showing an official favour, a case in Cr.No.19/ACB/NZB/2008, was registered against Sri D. Balalingam, Asst. Engineer and investigated into. During investigation Sri D. Balalingam, Asst. Engineer was trapped while demanding and accepting illegal gratification other than legal remuneration of Rs.5,000/- from Sri Saya Reddy on 24.09.2008 at his office to show official favour to record the M.Book and prepare check slip of Badapahad Guest House. The investigation disclosed that Sri D. Balalingam, Asst. Engineer has not furnished his annual property returns to the controlling officer from the date of his appointment.

The Superintending Engineer, Panchayat Raj Dept., Medak circle furnished information that Sri D. Balalingam, Asst. Engineer, has not submitted any statement of annual property Returns, vide Lr.No.A2/738/2008, dt. 29.10.2008.

That Sri D. Balalingam while working as Govt. Servant, failed to submit statements of annual property Returns from the date of his appointment i.e., 09.07.1998 to 24.09.2008 and violated Rule 9 (7) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Thus, Sri D. Balalingam, Asst. Engineer, Panchayat Raj, Varni Mandal, Nizamabad District, by his above mentioned acts, contravened Rule 9 (7) of the A.P.Civil Services (Conduct) Rules, 1964 and also exhibited lack of devotion to duty, conduct unbecoming of a Government Servant and thereby violated Rules 3 (1) & (2) of the A.P.Civil Services (Conduct) Rules, 1964.

Sri D. Balalingam, Asst. Engineer, Panchayat Raj, Varni Mandal, Nizamabad District, has therefore rendered himself liable for regular departmental action for major penalty.

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE-III

(Annexure to G.O.Rt.No. 1607 , PR & RD (Vig.I) Dept., dt.7.11.2009)

List of Witnesses by whom the article of charges is proposed to be sustained against Sri D. Balalingam, Asst. Engineer, Panchayat Raj, Varni Mandal, Nizamabad District,.

1. The Superintending Engineer, Panchayat Raj, Medak Circle.
2. K. Seetharamulu, Inspector of Police, ACB, Nizamabad Range.

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE-IV

(Annexure to G.O.Rt.No. 1607 , PR & RD (Vig.I) Dept., dt.7.11.2009)

List of documents by which the article of charges is proposed to be sustained against Sri D. Balalingam, Asst. Engineer, Panchayat Raj, Varni Mandal, Nizamabad District,.

Letter No.A2/738/2008, dated. 29.10.2008 of the Superintending Engineer, Panchayat Raj, Medak Circle.

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED BY ORDER//

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